



Attorney Docket No.: A-722303/GKS/CYD  
Attorney Client Matter No.: 45867580194

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BENOIT *et al.*

Serial No. 09/240,675

Filed: February 2, 1999

For: *AN ISOLATED PEPTIDE OR  
POLYPEPTIDE OF THE  
EXTRACELLULAR PORTION OF THE  
HUMAN INTERFERON RECEPTOR  
(IFN-R)*

Examiner: DEVI, Sarvamangala J.N.

Art Group No.: 1645

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop-AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: November 17, 2003

Signature

Charlie Y. Oh

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION  
UNDER 37 CFR § 1.116**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant has considered the Final Office Action mailed 16 July 2003 and requests reconsideration of the claims in light of the amendment and remarks herein. Accompanying this response is a Notice of Appeal of the rejected claims. A Petition for Extension of Time and the requisite fee under 37 CFR § 1.136(a), extending the period for response by one month, are being submitted concurrently herewith. This Response is therefore timely filed on 17 November 2003.

Please amend the above-referenced application as follows:

**AMENDMENTS TO THE CLAIMS** begin on page 2.

**AMENDMENTS TO THE SPECIFICATION** begin on page 4.

**REMARKS** begin on page 7.

*IN THE UNITED STATES PATENT AND TRADEMARK OFFICE*

*In re* patent application of

Patrick BENOIT *et al.*

**Group Art Unit: 1645**

**Serial No. 09/240,675**

**Examiner: S. Devi**

Filed: February 2, 1999

**For: MONOCLONAL ANTIBODIES AGAINST THE INTERFERON RECEPTOR  
WITH NEUTRALIZING ACTIVITY AGAINST TYPE I INTERFERON**

**AMENDMENT TRANSMITTAL**

Commissioner for Patents  
Washington, D.C. 20231

**Sir:**

Transmitted herewith is an Amendment and Reply under 37 C.F.R. §1.116 in the above-identified application.

☐ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

**[X] Declaration of Julia ANDRAL-ZIURYS, U.S. Patent Attorney.**

☒ Figures 2A, 2B, 3A, and 3B.

**[X]** Bound original Annexes 1-21.

☒ The fee required for additional claims is calculated below:

|  | Claims<br>As<br>Amended |   | Previously<br>Paid For |   | Extra<br>Claims<br>Present |   | Rate              |   | Additional Claims<br>Fee |
|--|-------------------------|---|------------------------|---|----------------------------|---|-------------------|---|--------------------------|
| Total Claims:  | <u>5</u>                | — | <u>5</u>               | = | <u>0</u>                   | x | \$18.00           | = | <u>\$0.00</u>            |
| Independents:  | <u>3</u>                | — | <u>2</u>               | = | <u>1</u>                   | x | \$84.00           | = | <u>\$84.00</u>           |
| First presentation of any Multiple Dependent Claims: |                         |   |                        |   |                            | + | \$280.00          | = | <u>\$0.00</u>            |
|  |                         |   |                        |   |                            |   | CLAIMS FEE TOTAL: | = | <u>\$84.00</u>           |

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

|                                     |   |            |          |
|-------------------------------------|---|------------|----------|
| <input checked="" type="checkbox"/> | Extension for response filed within the first month:  | \$110.00   | \$110.00 |
| <input type="checkbox"/>            | Extension for response filed within the second month: | \$400.00   | \$0.00   |
| <input type="checkbox"/>            | Extension for response filed within the third month:  | \$920.00   | \$0.00   |
| <input type="checkbox"/>            | Extension for response filed within the fourth month: | \$1,440.00 | \$0.00   |
| <input type="checkbox"/>            | Extension for response filed within the fifth month:  | \$1,960.00 | \$0.00   |
| EXTENSION FEE TOTAL:                |   |            | \$110.00 |
| CLAIMS AND EXTENSION FEE TOTAL:     |   |            | \$194.00 |
| <input type="checkbox"/>            | Small Entity Fees Apply (subtract ½ of above):        |            | \$0.00   |
| TOTAL FEE:                          |   |            | \$194.00 |

☐ Please charge Deposit Account No. 19-0741 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$194.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Dec. 7, 2001

Date

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